

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1257 be amended to read as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 education finance and to make an appropriation.
- 4 Page 2, between lines 40 and 41, begin a new paragraph and insert:
- 5 "SECTION 3. IC 20-49-7-13, AS ADDED BY P.L.2-2006,
- 6 SECTION 172, IS AMENDED TO READ AS FOLLOWS
- 7 [EFFECTIVE UPON PASSAGE]: Sec. 13. **Except as provided in**
- 8 **section 21 of this chapter**, a charter school to which money is
- 9 advanced under this chapter must pay interest on the advance at the
- 10 rate determined under section 14 of this chapter. The state board shall
- 11 provide that the advances are prepayable by the:
- 12 (1) charter school; or
- 13 (2) general assembly;
- 14 at any time.
- 15 SECTION 4. IC 20-49-7-15, AS ADDED BY P.L.2-2006,
- 16 SECTION 172, IS AMENDED TO READ AS FOLLOWS
- 17 [EFFECTIVE UPON PASSAGE]: Sec. 15. **Except as provided in**
- 18 **section 21 of this chapter**, to ensure timely payment of an advance
- 19 according to the terms of the advance, the state may withhold from
- 20 funds due to the charter school to which the advance is made an
- 21 amount necessary to pay the advance and the interest on the advance.
- 22 SECTION 5. IC 20-49-7-16, AS ADDED BY P.L.2-2006,
- 23 SECTION 172, IS AMENDED TO READ AS FOLLOWS
- 24 [EFFECTIVE UPON PASSAGE]: Sec. 16. (a) **Except as provided in**

**section 21 of this chapter**, this section applies if the general assembly prepays an advance under section 13 of this chapter.

(b) A prepayment must be deducted from the amount appropriated for distributions of state tuition support.

SECTION 6. IC 20-49-7-17, AS ADDED BY P.L.2-2006, SECTION 172, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 17. **Except as provided in section 21 of this chapter**, the terms of an advance must include a provision allowing the state to withhold funds due to a charter school to which an advance is made until the advance, including interest accrued on the advance, is paid.

SECTION 7. IC 20-49-7-18, AS ADDED BY P.L.2-2006, SECTION 172, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 18. **Except as provided in section 21 of this chapter**, if the state withholds funds under this chapter, the state first shall withhold funds from the distribution of state tuition support to the charter school to which the advance is made. If the state tuition support distribution is unavailable or inadequate, the state may withhold funds from any other distribution of state funds to the charter school.

SECTION 8. IC 20-49-7-21 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 21. (a) **A charter school to which money is advanced under this chapter may enter into an agreement with the state board for forgiveness of any payments otherwise required under this chapter.**

(b) **If a charter school enters into an agreement under subsection (a):**

(1) **the state board shall forgive all past due and future payments otherwise required under this chapter; and**

(2) **there is appropriated from the state general fund each fiscal year an amount equal to the payments forgiven under this section in that particular fiscal year."**

Renumber all SECTIONS consecutively.

(Reference is to HB 1257 as printed February 14, 2007.)

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Representative Behning